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# Request for Continued Examination (RCE) Transmittal

Address to:  
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Alexandria, VA 22313-1450

Application Number	09/875,543
Filing Date	06/06/2001
First Named Inventor	James A. AVIANI
Art Unit	2143
Examiner Name	BOUTAH, ALINA A
Attorney Docket Number	100308 (Previously, CIS01-03(3705))

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☒ Other Pet to Revive Unintentionally AB Appln.

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_ I have enclosed a duplicate copy of this sheet.
- i. ☐ RCE fee required under 37 CFR 1.17(e) 11/19/2008 SSESHE1 00000022 09875543
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 02 FC:1801 810.00 OP
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 810 \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	11-17-2008
Name (Print/Type)	John T. Kalnay	Registration No.	46,816

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	11-17-2008
Name (Print/Type)	Mary Uthoff		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor:	James A. AVIANI	Examiner:	BOUTAH, ALINA A
Application No.:	09/875,543	Group Art Unit:	2143
Filing Date:	06/06/2001	Confirmation No.:	6900
Mailing Date of Final Office Action:	01/24/2006	Attorney Docket No.:	100308
For:	METHODS AND APPARATUS FOR MANAGING ACCESS TO DATA THROUGH A NETWORK DEVICE		

**RESPONSE ACCOMPANYING A  
PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION; and  
REQUEST FOR CONTINUED EXAMINATION**

Mail Stop Petition  
The Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of First Class Mailing**

I hereby certify that these papers are being deposited with the United States Postal Service on this **17<sup>th</sup> day of November, 2008**, with sufficient postage as "First Class Mail" in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Mary Uthoff

Dear Sir:

Responsive to the Final Office Action of January 24, 2006, Applicant respectfully requests reexamination and reconsideration as set forth herein: